

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA,</b>	:	<b>CRIMINAL NO.</b> _____
	:	
	:	<b>DATE FILED:</b> _____
<b>v.</b>	:	
	:	<b>VIOLATIONS:</b>
<b>RAHEEN BROWN</b>	:	<b>18 U.S.C. § 924(a)(1)(A) (false statements to</b>
	:	<b>federally licensed firearms dealer – 2 counts)</b>
	:	<b>Notice of additional factors</b>
	:	

**INDICTMENT**

**COUNTS ONE AND TWO**

**THE GRAND JURY CHARGES THAT:**

At all times material to this indictment:

1. Mike and Kate’s Sport Shoppe, located at 7492 Oxford Avenue, Philadelphia, Pennsylvania, possessed a federal firearms license (“FFL”) and was authorized to deal in firearms under federal laws.
2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which FFL holders are permitted to sell firearms and ammunition.
3. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a Firearm Transaction Record, ATF Form 4473. Part of the Form 4473 requires that the prospective purchaser certify that all his or her answers on Form 4473 are true and correct. The Form 4473 contains language warning that “making any false oral

or written statement, or exhibiting any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony.” Specifically, it states:

For purposes of this form, you are the actual buyer if you are purchasing the firearm for yourself or otherwise acquiring the firearm for yourself . . . . You are also the actual buyer if you are acquiring the firearm as a legitimate gift for a third party.  
ACTUAL BUYER EXAMPLES: Mr. Smith asks Mr. Jones to purchase a firearm for Mr. Smith. Mr. Smith gives Mr. Jones the money for the firearm. Mr. Jones is NOT the actual buyer of the firearm and must answer “no” to question 12a. The licensee may not transfer the firearm to Mr. Jones. However, if Mr. Brown goes to buy a firearm with his own money to give to Mr. Black as a present, Mr. Brown is the actual buyer of the firearm and should answer “yes” to question 12a.

4. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer’s home address and date of birth.

5. On or about the dates listed below, in the Eastern District of Pennsylvania, with each separate incident constituting a separate count of this indictment, the defendant

**RAHEEN BROWN,**

in connection with the acquisition of each of the firearms listed below, from the FFL holders listed below, knowingly made a false statement and representation with respect to information required to be kept in the FFL holders’ records, in that defendant RAHEEN BROWN falsely represented on the Form 4473 that he was the actual buyer of the firearms described below, when as defendant RAHEEN BROWN knew, this representation was false and fictitious:

Count	Date	FFL	Firearm Purchased
<b>1</b>	<b>9/18/03</b>	<b>Mike and Kate's Sport Shoppe 7492 Oxford Avenue Philadelphia, PA</b>	<b>Glock, Model 23C .40 cal. pistol serial number FMK380US</b>
<b>2</b>	<b>11/13/03</b>	<b>Mike and Kate's Sport Shoppe 7492 Oxford Avenue Philadelphia, PA</b>	<b>Glock, Model 17 9mm pistol serial number YM913US</b>  <b>Glock, Model 17 9mm pistol serial number DDF223US</b>

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

**NOTICE OF ADDITIONAL FACTORS**

**THE GRAND JURY FURTHER CHARGES THAT:**

1. In committing the offenses charged in Counts One and Two, defendant RAHEEN BROWN committed offenses involving 3 to 7 firearms, as described in U.S.S.G. § 2K2.1(b)(1)(A).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
*United States Attorney*